

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Downer	Group Art Unit: 2186
Application No.: 10/045,769 (CONF 2841)	Examiner: Pierre Miche Bataille
Filed: 1/9/2002	
Title: Masterless building block binding to partitions using identifiers and indicators	
Attorney Docket No.: BEA920010041US1	

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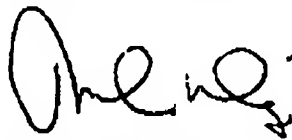
Assistant Commissioner for Patents
Washington, D.C. 20231REFILING OF RESPONSE TO OFFICE ACTION

Dear Sir:

This communication is a refiling of the response to the Office Action of May 26, 2004, originally filed on August 23, 2004. A voice message from Examiner Bataille indicated that the USPTO did not receive the original filing of the response. In this refiling, Applicant includes the original filing of the response, as well as the fax-transmission receipt received from Applicant's fax service, and the fax-back receipt received from the USPTO showing that the original filing of the response was indeed made on August 23, 2004. The original transmittal further includes a certificate of facsimile signed by Applicant's representative.

Applicant requests that this response be considered timely filed on August 23, 2004, due at least to the fax-back receipt from the USPTO showing the original filing date of August 23, 2004. Furthermore, since significant time has passed since the original filing, Applicant requests that consideration of this response by the Examiner be expedited insofar as possible.

Respectfully Submitted,

April 14, 2005
DateMichael A. Dryja, Reg. No. 39,662
Attorney/Agent for Applicant(s)Law Offices of Michael Dryja, 704 228th Ave NE #694, Sammamish, WA 98074
tel: 425-427-5094, fax: 206-374-2819

I hereby certify that this communication is being faxed to the USPTO, at 703-872-9306, on April 14, 2005, for a total of SIXTEEN (16) pages.


Michael Dryja

Auto-Reply Facsimile Transmission



TO:

Fax Sender at (425)563-2098

Fax Information

Date Received:

8/23/2004 7:17:29 PM [Eastern Daylight Time]

Total Pages:

13 (including cover pa

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Page

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To: Central Fax Number USPTO @ 703-87 From: Michael Dryja		Via Facsimile Pg 1/13 04-23-04 06:18 PM C	
Law Offices of Michael Dryja patent prosecution for technology			
FACSIMILE TRANSMITTAL SHEET			
TO:	Examiner Pierre Michel Bataille	FROM:	Michael Dryja
COMPANY:	Group 2186, USPTO	DATE:	8/23/2004
FAX NUMBER:	1-703-872-9306	TOTAL NO. OF PAGES (INCLUDING COVER):	13
PHONE NUMBER:		SENDER'S REFERENCE NUMBER:	
RE:	FILING OF OFFICE ACTION RESPONSE, serial no. 10/045,769		
NOTES/COMMENTS			
In the patent application having the first named inventor Downer, filed on 1/9/2002, and assigned serial no. 10/045,769 (attorney docket no. BEA920010041US1), please find filed herewith and attached hereto an office action response, including the following:			
facsimile transmittal sheet (1 page)			
amendment transmittal letter (1 page)			
substantive amendment/office action response (11 pages)			
704 228 th Ave NE #694 • Sammamish, WA 98074 tel: 425.427.5094 • email: mike@dryjapat.com fax: 425.563.2098 • alt fax: 206.374.2819 web: www.DryjaPat.com			

Michael Dryja

From: MaxEmail Send [SendAdmin@maxemail.com]
Sent: Monday, August 23, 2004 4:22 PM
To: mike@dryjapat.com
Subject: MaxEmail Send Delivery Report Job 14226431

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Maxemail Send Job Confirmation For Job ID 14226431

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Job Information

Maxemail Job ID : 14226431
Number of Pages : 0013
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Recipient Delivery Summary

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0000	7038729306	0013	00:03:37	1	Delivered	\$0.40

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patent prosecution for technology

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TO:	FROM:
Examiner Pierre Miche Bataille	Michael Dryja
COMPANY:	DATE:
Group 2186, USPTO	8/23/2004
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
1-703-872-9306	13
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
RE:	YOUR REFERENCE NUMBER:
FILING OF OFFICE ACTION RESPONSE, serial no. 10/045,769	

NOTES/COMMENTS:

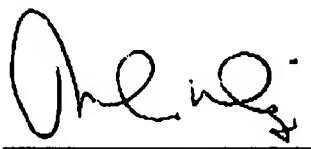
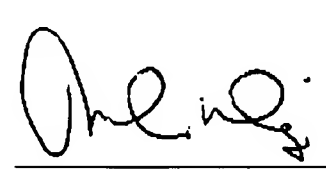
In the patent application having the first named inventor Downer, filed on 1/9/2002, and assigned serial no. 10/045,769 [attorney docket no. BEA920010041US1], please find filed herewith and attached hereto an office action response, including the following:

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704 228th Ave NE #694 • Sammamish, WA 98074
tel: 425.427.5094 • email: mike@dryjapat.com
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AMENDMENT TRANSMITTAL LETTER				Attorney Docket No: BEA920010041US1		
Application Serial Number: 10/045,796	Filing Date: 1/9/2002	Examiner: Pierre Miche Bataille	Art Unit: 2186			
Invention: Masterless building block binding to partitions using identifiers and indicators						
TO THE COMMISSIONER FOR PATENTS: Transmitted herewith is an amendment in the above-identified application. The fee has been calculated as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	NO. OF EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS		MINUS		0	\$18	\$ 0.00
INDEP. CLAIMS		MINUS		0	\$86	\$ 0.00
_____ Petition is hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of <u>5/26/2004</u> to and through _____, comprising an extension of the shortened statutory period of:						
<div style="display: flex; justify-content: space-around;"> <div> _____ one month (\$110.00) _____ two months (\$420.00) </div> <div> _____ three months (\$950.00) _____ four months (\$1,480.00) </div> </div>						
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0
<div style="margin-bottom: 20px;"> <input checked="" type="checkbox"/> <u>X</u> No additional fee is required. </div> <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="text-align: center;"> <u>8/23/2004</u> date </div> <div style="text-align: center;">  _____ Michael A. Dryja Reg. No. 39662 </div> </div> <p style="margin-top: 20px;">I hereby certify that this Correspondence is being deposited with the United States Postal service with sufficient postage for first class mail in an envelope address to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or the correspondence is being facsimile transmitted to the USPTO, on <u>8/23/2004</u>.</p> <div style="text-align: center; margin-top: 20px;">  _____ Michael A. Dryja Reg. No. 39662 </div>						

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Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO OFFICE ACTION

Dear Sir:

In response to the Office Action of May 26, 2004, please amend the application as follows
and consider the following remarks.